

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ZENITH INSURANCE COMPANY,  
Plaintiff,

v.

RICHARD S. FULD, JR., et al.,  
Defendants.

No. 08-5352 SC  
No. 08-5353 SC

RELATED CASES

ORDER CONSOLIDATING  
BRIEFING ON MOTIONS  
TO REMAND

SAN MATEO COUNTY INVESTMENT POOL,  
Plaintiff,

v.

RICHARD S. FULD, JR., et al.,  
Defendants.

Plaintiffs in the above-captioned matters have each filed a motion to remand. Zenith Docket No. 16; San Mateo Docket No. 16. The issues presented in the motions appear to be largely similar, if not identical. The Defendants are identical in each matter and the two different Plaintiffs are represented, at least in part, by the same counsel. The Court therefore ORDERS that briefing on the two motions to remand be consolidated. The following briefing schedule shall apply:

Defendants' Consolidated Opposition shall be filed no later than Friday, January 9, 2009.

1 Plaintiffs' Consolidated Reply shall be filed no later than  
2 Friday ,January 16, 2009.

3 The hearing on the consolidated motions shall be on Friday,  
4 February 6, 2009 at 10:00 a.m. in Courtroom 1.

5 Should any party believe that its interests are not  
6 adequately represented due to this consolidation, it may request  
7 leave from the Court to file a supplemental brief of no more than  
8 five pages addressing its concerns. Leave shall be granted only  
9 if good cause is shown. Any supplemental briefing filed without  
10 leave of the Court shall be stricken.

11  
12 IT IS SO ORDERED.

13  
14 December 16, 2008

15 

16 UNITED STATES DISTRICT JUDGE  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28